



REGISTRAR OF REGULATIONS  
08 NOV -4 PM 3:20

## COMMONWEALTH of VIRGINIA

### Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B  
Richmond, VA 23219

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### NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 070-025, EASTERN BRANCH OF LYNNHAVEN RIVER

**EFFECTIVE 18 NOVEMBER 2008**

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 071-025, Lynnhaven Bay," effective 19 February 2008, is canceled effective 18 November 2008.
2. Condemned Shellfish Area Number 070-025, shown as Sections A through J, is established, effective 18 November 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Eastern Branch of Lynnhaven River, Condemned Shellfish Area Number 070-025, 18 November 2008" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

#### **BOUNDARIES OF CONDEMNED AREA NUMBER 070-025**

- A. The condemned area shall include that portion of the Eastern Branch of the Lynnhaven River lying upstream and inland of a line drawn between latitude/longitude map coordinate (36°52'59.7", -76°04'36.2") and map coordinate (36°53'03.5", -76°04'05.9").
- B. The condemned area shall include all of Brock Cove and its tributaries lying upstream of a line drawn between latitude / longitude map coordinate (36°53'13.1", -76°04'03.8") and map coordinate (36°53'29.8", -76°04'22.1").
- C. The condemned area shall include all of an unnamed inlet of the Eastern Branch of the Lynnhaven River lying upstream of a line drawn between latitude / longitude map coordinate (36°53'38.8", -76°04'34.1") and map coordinate (36°53'39.0", -76°04'34.9").
- D. The condemned area shall include all of an unnamed tributary of the Eastern Branch of the Lynnhaven River lying upstream of a line drawn between latitude / longitude map coordinate (36°53'41.0", -76°04'41.1") and map coordinate (36°53'48.2", -76°05'02.9").

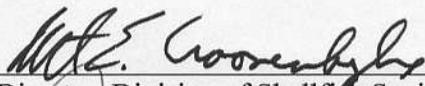


Protecting You and Your Environment

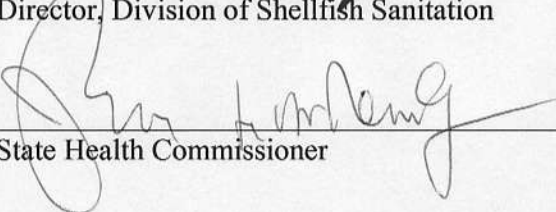
[www.vdh.virginia.gov/shellfish](http://www.vdh.virginia.gov/shellfish)

- E. The condemned area shall include all of an unnamed tributary of Lynnhaven Bay lying upstream of a line drawn between latitude / longitude map coordinate (36°53'58.4", -76°05'10.6") and map coordinate (36°53'59.0", -76°05'10.7"); as well as upstream of a line drawn between map coordinate (36°54'10.4", -76°05'09.7") and map coordinate (36°54'10.7", -76°05'09.5").
- F. The condemned area shall include all of an unnamed inlet of Lynnhaven Bay lying upstream of a line drawn between latitude / longitude map coordinate (36°53'23.0", -76°05'27.3") and map coordinate (36°53'22.4", -76°05'26.6").
- G. The condemned area shall include all of Dix Inlet and its tributaries lying upstream of a line drawn between latitude / longitude map coordinate (36°53'09.7", -76°05'18.6") and map coordinate (36°53'08.6", -76°05'17.6").
- H. The condemned area shall include all of an unnamed inlet of the Eastern Branch of the Lynnhaven River lying upstream of a line drawn between latitude / longitude map coordinate (36°53'08.7", -76°04'59.2") and map coordinate (36°53'08.0", -76°04'58.1").
- I. The condemned area shall include all of an unnamed inlet of the Eastern Branch of the Lynnhaven River lying upstream of a line drawn between latitude / longitude map coordinate (36°53'07.5", -76°04'48.2") and map coordinate (36°53'06.9", -76°04'47.1").
- J. The condemned area shall include all of an tributary of the Eastern Branch of the Lynnhaven River lying upstream of a line drawn between latitude / longitude map coordinate (36°53'05.0", -76°04'42.1") and map coordinate (36°53'04.2", -76°04'39.6").

Recommended by:

  
Director, Division of Shellfish Sanitation


Ordered by:

  
State Health Commissioner

11/3/05  
Date

**Virginia Department of Health  
Eastern Branch of Lynnhaven River  
Condemned Shellfish Area Number 070-025  
18 November 2008**

0 750 1,500 3,000  
Feet

 **Condemned Shellfish Areas  
(Sections A - J)**

